

Youth and the Law in Upper Arlington



A Guide for Parents and Young People Who Are Concerned About the Responsibilities and Requirements of Youth Under the Law in Upper Arlington

This guide is provided by the City of Upper Arlington and the Upper Arlington Juvenile Diversion Program in an effort to inform the parents and young people who are concerned about the responsibilities of youth under the law in Upper Arlington.

Alcohol

Possession of Alcohol by a Minor

No minor shall be in possession or control of any beer or intoxicating liquid without the express consent of his/her parent or legal guardian.

Furnishing Alcohol to a Minor

No person shall sell, buy for, or furnish intoxicating liquid or beer to a minor.

Purchase of Alcohol by a Minor

No minor may purchase intoxicating liquor or beer.

False Identification to Obtain Alcohol for a Minor

No person shall knowingly furnish false information as to name, age, or other identification by the purpose of obtaining beer or intoxicating liquor.

Permitting Violation of Alcohol Laws by Minors

No parent or legal guardian shall knowingly permit violations of the provisions listed above.

Allowing Minors to Drink at Your House

No owner or occupant of any property located within the City shall knowingly allow any minor to remain on such property while in the possession of, or while consuming, intoxicating liquor or beer, unless it is given by a parent/guardian, and that parent/guardian is present at the time of possession and consumption.

Minor Alcohol Consumption in Connection with Hotel Accommodations

No person shall engage accommodations at a hotel, motel, inn, campground or other hostelry under circumstances in which he/she knows or has reason to know that intoxicating liquor or beer or drugs of abuse will be consumed by minors on the premises of such accommodations. The only defense to violations of this section in which alcohol is involved is if the person engaged in such accommodations is the parent/guardian of all such minors.

State Law on Drinking Age

For purposes of alcohol consumption a minor is defined as anyone under 21 years of age.

Alcohol Generally

(Also applies to minors)

Operating a Vehicle While Intoxicated (OVI)

- a) No person who is under the influence of alcohol or any drug of abuse, or the combined influence of alcohol and any drug of abuse shall operate any vehicle within the City.
- b) No person shall operate a vehicle within the City when:
 - That person has a concentration of .08 hundredths of one percent or more by weight of alcohol in his/her blood; or
 - That person has a concentration of .08 hundredths of one gram or more by weight of alcohol per two hundred liters of his/her breath; or
 - That person has a concentration of .11 hundredths of one gram or more by weight of alcohol per one hundred milliliters of his/her urine.
- c) No person who is under the influence of alcohol or any drug of abuse, shall be in actual physical control of any vehicle within this City.
- d) No person who is under 18 years of age may operate a motor vehicle when:
 - That person has a concentration of at least .02 but less than .08 of one percent of alcohol in his/her blood, or
 - That person has a concentration of at least .02 but less than .08 of one gram of alcohol in his/her breath, or
 - The person has a concentration of at least .028 but less than .11 of one gram of alcohol in his/her urine.

Drinking Alcohol in Your Car

No person shall consume any beer or intoxicating liquor in a motor vehicle.

Consumption in City Parks

No person shall consume or possess with intent to consume any beer or intoxicating liquor in a City park.

Curfew, Truancy and Wrongful Influence

Curfew

- Curfew for minors under 12 years is 9 p.m. to 5:30 am.
 - Curfew for minors under 18 years is Midnight to 5:30 am.
- Mere presence of an adult is no defense to a violation of this law. Accompaniment of a minor out after hours must be by parent or guardian or one vested with parental authority by law.

Permitting a Minor to Violate the Curfew Law

Parents/guardians who allow or permit minors to violate the curfew law may be guilty of violating the law as well.

Truancy

A minor may not be habitually truant from the home or school nor may a minor fail to subject himself/herself to the reasonable control of his/her parents, teachers, guardian or custodian.

Liability of Parents for Destructive Acts or Theft by Their Children

Parents/guardians may be liable for the destructive act or theft by their children in an amount of up to \$3,000.

Wrongful Influence

Any person who aids, abets, influences, or encourages any child under the age of 18 years to violate any law may be charged with wrongful influence of a minor.

Penalties

Violations of the laws mentioned are misdemeanors. Conviction may result in penalties of up to six months in jail and/or fines of \$1,000 plus court costs.

